

## ORDINANCE 2013-3

**AN ORDINANCE OF THE TOWN OF INTERLACHEN, FLORIDA, REPEALING ORDINANCE 2008-1; PROVIDING FOR DEFINITIONS; PROVIDING FOR REGULATING THE USE OF PARKS WITHIN THE TOWN OF INTERLACHEN; PROVIDING FOR SETTING FORTH PARK HOURS, PROHIBITED ACTS, GENERAL RULES AND REGULATIONS, VIOLATIONS AND ENFORCEMENT TO BE IN THE PUBLIC'S INTEREST AND SAFETY; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.**

### SECTION I REPEAL

#### **2013-3 – 1.1: Repeal.**

Be it ordained by the Town Council of the Town of Interlachen, Florida; that Ordinance 2008-1 is hereby repealed.

### SECTION II DEFINITIONS

#### **2013-3 – 2.1: Definitions.**

**Town:** Shall mean the Town of Interlachen, Florida.

**Town Council:** Shall mean the Town Council of the Town of Interlachen, Florida.

**Parks:** Shall mean all real property and associated facilities owned by or used by the Town of Interlachen and devoted to active or passive recreation.

**Park Property:** Shall include, but is not limited to, all buildings and facilities, equipment, fences, signs and related items, and natural resources of the park, including plants, animals, and geological formations.

**Park Waters:** Shall mean any waters, natural or manmade, attached to or associated with a Town Park.

### SECTION III PARK HOURS

#### **2013-3 – 3.1: Park Hours.**

It shall be unlawful to be in any Town Park except for the hours stated below. Exceptions must be approved by the Town Council.

- 1) Dowda Park: Picnic area and tennis courts: 8a.m. - 9p.m. Ball field: 8a.m. to official sunset.
- 2) Hastings Park: 8a.m. to official sunset.
- 3) Lake LaGonda Park and Beach: 8a.m. to official sunset.
  - a) Fishing only as permitted from official sunrise to official sunset.
- 4) Grassy Lakes Park: 8a.m. to official sunset.
- 5) Jenkins Park: Foot traffic is allowed during all hours. Loitering is prohibited in the areas of the caboose, stage and picnic area from official sunset to 8a.m.

  
Chairperson, Judi Costanzo

  
Mayor, John K. Larsen

**SECTION IV  
PROHIBITED ACTIVITIES**

**2013-3 – 4.1: Prohibited Activities.**

It shall be unlawful for any person(s) to do any of the following in any Town Park, unless specifically permitted to do so by the Town Council:

- a) Operate any motorized vehicle upon the parks of the Town. Except for Town vehicles and electric personal assistive mobility devices.
- b) Operate a motorized watercraft or jet ski in a reckless manner within one hundred (100) feet of the shoreline of the lakes or other waters of the Town.
- c) Launch or cause to be launched, any type of watercraft with internal combustion engines. Watercraft may be launched in a safe and prudent manner from private property
- d) Possess and/or consume alcoholic beverages or illegal drugs.
- e) Be under the influence of an alcoholic beverage or a controlled substance to the extent that their faculties are impaired.
- f) Engage in loud, boisterous, threatening, abusing, insulting or indecent language, or engage in any disorderly conduct or behavior that would constitute a breach of peace.
- g) Mar, injure, deface, remove, or destroy park property.
- h) Litter, dump, take into, or deposit on land or in waters of any park, refuse or trash in any form.
- i) Play baseball or softball, except on Dowda field.
- j) Roller skate, skateboard or bicycle on the tennis court at Dowda Park, on or within the pavilion and the deck at Jenkins Park, Lake Lagonda Park, or the basketball court at Grassy Lakes Park.
- k) Bring, possess, set off or otherwise cause to explode, discharge or burn, any firecrackers, rockets or other fireworks or explosives or any other substance that may become an explosive.
- l) Camp or sleep.
- m) Build fires except in provided cooking grills.
- n) Gambling of any form.
- o) Animals: Dogs or other domestic animals are not permitted, with the exception of leashed dogs being permitted in Robert Henry Jenkins Jr. Memorial Park. Service animals, in the performance of their duties are allowed, provided the animal is kept under control at all times. Owners shall be responsible for proper disposal of the animal's solid excrement.

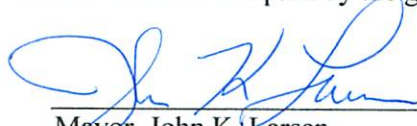
**SECTION V  
GENERAL PARK REQUIREMENTS**

**2013-3 – 5.1: General Park Requirements.**

The following requirements, rules, regulations and procedures apply at all Town Parks and Park facilities, unless otherwise authorized by the Town Council.

- 1) Hastings Park: Hastings Park has equipment devoted to a certain age bracket of children, therefore, is considered a "children's park" for ages between zero (0) and twelve (12).
- 2) Reservations: The Town may take reservations and/or establish reservation procedures for any park or section thereof.
- 3) Organized groups: An organized group may use a park during normal operating hours as long as the size or activity of the group does not interfere with or preclude the use of the park by the general public in any way.

  
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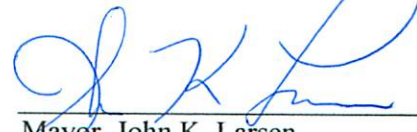
- 4) Special Parks and Recreation Permits: No person, group or organization shall hold, organize, or sponsor any event, assemblage, or gathering in a park that:

- a) Exceeds ninety-nine (99) people.
- b) Restricts access by other users.
- c) Causes operational expense to the Town.
- d) Significantly alters normal operation of the park.

unless a special permit has been granted by the Town Council. The Town Council may place reasonable conditions on permits issued.

- 5) An application for a special permit must be approved by the Town Council at the monthly Council meeting. The application must be submitted to the Town Council at the Council meeting prior to the event or no more than twelve (12) months prior to the date of the proposed activity. Applications may be obtained from the Town Office.
- 6) Applicants shall agree to comply with all policies, procedures, rules and regulations pertaining to the use of Parks. The Town Council requires a one-hundred thousand dollar (\$100,000.00) to three-hundred thousand dollar (\$300,000.00) proof of liability insurance naming the Town as a Certificate Holder.
- 7) The applicant will provide a deposit of security in the amount of one hundred dollars (\$100.00) for the repair of any damages to park property or the cost of cleanup or both. The deposit will be refunded upon inspection by the Public Works Supervisor or his/her designee that the area utilized was left in the same condition as prior to the event.
- 8) Activities involving pony rides, climbing walls, bounce houses or other inflatable equipment must be approved separately and said applicant must provide proof of liability insurance naming the Town as a Certificate Holder.
- 9) The following criteria shall be considered in determining whether to grant permits:
- a) The activity must not generate excessive or unreasonable traffic, noise or adversely affect the health, safety or welfare of participants or citizens associated with the event.
  - b) Parking options and control must be adequate
  - c) Appropriate restrooms must be available, i.e. " porta potties"
  - d) The designated area must be compatible with anticipated crowd size and proposed activities.
- 10) After a permit has been issued, it may be revoked by the Town for any violation of the terms or conditions thereof or if it is determined that any information provided in the application is false. The permit may also be revoked by the Chief of Police or by any Police Officer if, at any time, the activity becomes or creates a condition dangerous to the health or safety of any person(s), or the activity otherwise fails to meet the terms or conditions under which the permit was issued.
- 11) Parking: All vehicles shall be parked only in established parking areas or in such areas the Town may designate.
- 12) Restrooms: Dowda Park
- a) Any group or organization desiring the use of the restrooms will designate one (1) individual responsible to check out the key at the Town Office.
  - b) The individual receiving the key will be required to submit a twenty-five dollar (\$25.00) "repair and cleanup" deposit.

  
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- c) Upon return of the key, an inspection of the restrooms by the Public Works Supervisor or his/her designee will be made. If the restrooms are found clean and in good repair, the twenty-five dollar (\$25.00) deposit will be refunded.
- d) Damages found in excess of the deposit amount will be billed to the individual that checked out the key.
- e) Any unauthorized person, group or organization found duplicating the restroom key shall not be eligible to check out the restroom key in the future.

## SECTION VI RECREATIONAL ACTIVITIES

### **2013-3 – 6.1: General Park Requirements.**

These areas generally shall follow the rule of first-come, first-served. However this shall not preclude the Town from assigning or reserving these facilities for the use of particular persons or groups:

**Swimming:** Swimming is only allowed in the designated area of Lake Lagonda Park Beach. Diving and jumping from the dock is prohibited. No swimming is allowed within fifty feet (50') of the fishing dock.

**Picnicking:** Picnicking is only allowed in designated areas.

**Camping:** Camping is not permitted in any Town park.

**Fishing:** Is allowed only at Lake Lagonda with the proper fishing license.

**Games:** No person(s) in a Town park shall take part in or abet the playing or practicing of any games involving thrown or otherwise propelled objects such as balls, stones, javelins, shuttlecocks, horseshoe or model aircraft, except in areas set apart for such forms of recreation. The playing or practicing of rough or potentially dangerous games such as football, softball, baseball, basketball or tennis is prohibited except in the fields and courts or areas specifically designed and set aside for such recreational usage. These areas are subject to reasonable rules and regulations as may be established and permitted by the Town Council.

## SECTION VII VIOLATIONS

### **2013-3 - 7.1 - Violations.**

Upon conviction of any violation of this ordinance which is not a violation of Florida Statutes a fine of two-hundred and fifty dollars (\$250.00) will be assessed.

## SECTION VIII CONFLICTS

### **2013-3 - 8.1 - Conflicting Ordinances.**

All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of the conflict.

  
Chairperson, Judi Costanzo

  
Mayor, John K. Larsen



**SECTION IX  
SEVERABILITY**

**2013-3 - 9.1 - Severability Clause.**

If any provision of this ordinance or the application thereof to any person or circumstances is held to be invalid, the invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared severable.

**SECTION X  
EFFECTIVE DATE**

**2013-3- 10.1 - Effective Date.**

This Ordinance shall become effective immediately upon its final passage as provided by law.

Passed On First Reading June 11, 2013

Passed On Second Reading July 9, 2013

Approved by:

First Reading

Second Reading

Judi Costanzo  
Chairperson, Judi Costanzo

Yes

YES

Beverly Bakker  
Vice-Chairperson, Beverly Bakker

Yes

YES

D.W. Corbin  
Council, David W. Corbin

Yes

YES

Larry Harris  
Council, Larry M. Harris

Yes

YES

Carolyn Meadows  
Council, Carolyn Meadows

Yes

YES

Attest:  
John K. Larsen  
Mayor, John K. Larsen

By: Pamela S. Wilburn  
Town Clerk, Pamela S. Wilburn

(TOWN SEAL)